IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 8TH AUGUST 2007 / 17TH SRAVANA 1929

WP(C).No. 23668 of 2007(P)

PETITIONER:

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1. RAJAPPAN CHETTIYAR,
   S/O BHAGAWATHY CHETTIYAR,
   KALEECKAL VEEDU, GOVINDAMUTTAM P.O.,
   PUTHUPPALLY.

2. VINEETHA PRAKASH,
   W/O PRAKASH, KALEECKAL VEEDU,
   GOVINDAMUTTAM P.O.,
   PUTHUPPALLY.

BY ADV. SRI.R.MURALEEKRISHNAN
SRI.PREMCHAND R.NAIR

RESPONDENTS:

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1. VISHWANATHAN CHETTIYAR,
   KALEECKAL PUTHAN VEEDU,
   GOVINDAMUTTAM P.O.,
   PUTHUPPALLY.

2. THE DISTRICT COLLECTOR,
   COLLECTORATE, ALAPPUZHA.

3. THE REVENUE DIVISIONAL OFFICER,
   OFFICE OF THE RDO, COLLECTORATE,
   ALAPPUZHA.

4. THE ASSISTANT EXECUTIVE ENGINEER,
   ELECTRICAL SUB DIVISION,
   K.S.E.B, KAYAMKULAM.

BY ADV. SHRI.P.P.THAJUDEEN, SC, KSEB

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 08/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 23668 of 2007

Dated, this the 8th day of August, 2007

J U D G M E N T

Heard learned counsel for the petitioners and learned Standing Counsel for KSEB. The sketch produced by KSEB shows that the line proposed and approved by ADM is only through weather proof cable for giving connection to the 1st respondent. The alternate route suggested by the petitioners is 104 m. of overhead live wire and 16 m. of weather proof cable. Obviously, the alternate proposal is much longer route involving drawal of overhead line with installation of not less than three posts causing inconvenience to several land owners. The only justification suggested by the petitioners is that the properties, over which the alternate line proposed are owned by the relatives of the beneficiary. I do not think that there is any need for the relatives to make major sacrifices, when a connection can be given through a shorter route from petitioners' property by using weather proof cable, which is benign, and over which petitioner cannot have any serious grievance. As and when petitioners build a house, petitioners will be free to apply for shifting of weather proof cable to

either side of the house, which will reduce inconvenience, if any, caused to their construction. If the line is very short and connection can be given to the beneficiary through under ground cable and if petitioners supply good quality pipe for the same connection should be given through underground cable subject to petitioners' right to apply for shifting of line as and when they construct a house. If connection through under ground cable is not feasible, connection should be given through weather proof cable.

This writ petition is disposed of as above.

(C.N.RAMACHANDRAN NAIR, JUDGE)

jg